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7 UNITED STATES DISTRICT COURT  
8 SOUTHERN DISTRICT OF CALIFORNIA  
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10 MAMADOU M'BAYE,

11 Plaintiff,

12 v.

13 DIAGEO AMERICAS SUPPLY, INC

14 Defendant.  
15

Case No.: 3:15-cv-01216-L-BGS

**ORDER OF DISMISSAL**

16 Pursuant to the Parties' Joint Motion [Doc. 41] to Dismiss under Fed. R. Civ. P.  
17 41(a)(1), the Court hereby dismisses the Complaint with prejudice as Plaintiff M'Baye  
18 and without prejudice as to absent putative class members. Each party to bear their own  
19 costs.  
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21 Dated: November 14, 2016

22   
23 Hon. M. James Lorenz  
24 United States District Judge  
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